

On Wednesday, April 12, 2017, at 8:32 a.m. the Dayton City Commission met in regular session in the Commission Chambers of City Hall.

**CALL TO ORDER**

Mayor Whaley called the meeting to order.

**INVOCATION**

Commissioner Williams gave the invocation.

**PLEDGE OF ALLEGIANCE**

Mayor Whaley led the public in the Pledge of Allegiance.

**ROLL CALL**

Roll call was taken and Mayor Whaley, Commissioners Williams, Joseph, Mims and Shaw were present. The Clerk of Commission, Ms. Rashella Lavender, and the City Manager, Ms. Shelley Dickstein, were also present.

**APPROVAL OF MINUTES**

**Commissioner Mims made the motion to approve the minutes from the April 5, 2017, meeting.**

**Commissioner Williams seconded the motion. The previous meeting minutes were unanimously approved.**

**COMMUNICATIONS AND PETITIONS**

**Communication #21212**

**State of Ohio, Department of Liquor Control – Permit Application C1, C2 Permit #22348152545 – Dolgen Midwest LLC, DBA Dollar General Store 14664, 2300 Valley Pike, Dayton, Ohio 45404.**

The Clerk of Commission reported receipt of Permit Application C1, C2 Permit #22348152545 – Dolgen Midwest LLC, DBA Dollar General Store 14664, 2300 Valley Pike, Dayton, Ohio 45404. The application was referred through the City for investigation.

**SPECIAL AWARDS/PRESENTATIONS**

Mayor Whaley invited President, Dr. Eric Spina, University of Dayton, to give a community update on the University of Dayton.

Dr. Spina thanked the Mayor for being part of his installation event. He said he has spent the last nine months learning the culture of the university and the community. He said he wanted to highlight the university's focus on being more accessible to the community at large.

Dr. Spina said he was excited about a new venture with Sinclair Community College called the University of Dayton -Sinclair Academy. He said this academy will allow students within a 50 mile radius to have accessibility to all that UD offers its students as well as its extracurricular activities. He said from the onset students who attend the academy will know the tuition for the entire four years.

Dr. Spina said he was pleased about the Flyer Promise program which is offered to families whose household earns less than \$50K per year. He said more information will be forthcoming.

Dr. Spina said he is thrilled to partner with Premier Management on a joint venture for the Montgomery County Fairgrounds property. He said this will be a civic minded project and will focus on what is helpful for the neighborhood and the city.

Dr. Spina said the Arcade will be an innovation hub venture for creativity with the economy in mind. He said this will add great value and opportunity for UD students.

Dr. Spina said the enrollment for the 2017/2018 school year has been exceptional thus far.

Commissioner Williams welcomed Dr. Spina and said he is excited about the University's commitment to furthering the conversation on diversity.

Commissioner Mims welcomed Dr. Spina to the Dayton community.

Commissioner Joseph welcomed Dr. Spina and said he is proud of his alma mater.

Commissioner Shaw welcomed Dr. Spina and thanked him for his commitment to outreach and diversity.

Mayor Whaley said she is very excited about his leadership of the University of Dayton.

**ADDITIONS OR DELETIONS TO THE CALENDAR**

There were no additions or deletion to the calendar.

**REPORTS:**

**A. Purchase Orders, Price Agreements and Contracts:**  
(All contracts are valid until delivery is complete or through December 31<sup>st</sup> of the current year).

**1. Purchase Orders:**

**AVIATION**

- A1. AKA Construction Company, Inc.** (one electric hoist and power source installed) **\$25,850.00**
- A2. Defries Copp LLC dba Copp Systems Integrator** (security, access control equipment, fiber cabling and installation services) **180,934.45**

1.

**CENTRAL SERVICES**

- B1. Software House International** (Microsoft computer software licensure and support agreement through 12-31-19) – P1700819 **1,316,090.88**
- B2. Software House International** (Microsoft server and cloud enrollment through 12-31-19) – P1700820 **513,144.36**

**FINANCE**

- C1. Badger Meter, Inc.** (water meter reading equipment, repairs, maintenance and related items as needed through 12-31-19) **83,400.00**
- Depts. of Aviation, Central Services and Finance. **Total: \$2,119,419.69**

- 2. **Architectural Group, Incorporated – Contract Modification** – first amendment to continue to provide professional services for the Historic Design Service Program – Dept. of Planning & Community Development. **\$10,000.00**
- 3. **Fifth Third Bank – Contract Modification** – first renewal of banking services for the Dayton Municipal Clerk of Courts – The Municipal Court/Clerk of Courts. **\$156,000.00**
- 4. **Infrastructure & Development Engineering, Inc. – Service Agreement** – for surveying and engineering services – Dept. of Economic Development. **\$50,000.00**  
**(Thru 12/31/19)**
- 5. **National Processing Solutions (NPS) – Contract Modification** – second addendum for merchant services – The Municipal Court/Clerk of Courts. **\$333,000.00**  
**(Thru 03/31/19)**
- 6. **Oregon Group Architects – Contract Modification** – first amendment to continue to provide professional services for the Historic Design Service Program – Dept. of Planning & Community Development. **\$10,000.00**  
**(Thru 01/31/18)**
- 7. **Oregon Group Architects – Service Agreement** – for design, engineering and construction administration services for replacement of the HVAC system at the Safety Building – Dept. of Central Services. **\$95,000.00**  
**(Thru 12/31/18)**
- 8. **RA Consultants, LLC – Service Agreement** – for surveying and engineering services – Dept. of Economic Development. **\$50,000.00**  
**(Thru 12/31/19)**

**B. Construction Contracts:**

9. **Barrett Paving Materials, Inc. – Award of Contract** – for Rehabilitate Primary Apron Dayton Wright Brothers Airport (12.94% MBE Participation, 20% MBE Goal) – Dept. of Aviation/AP Admin. & Finance. **\$569,475.00**  
(Thru 11/30/18)
10. **Double Jay Construction, Inc. – Award of Contract** – for the Wyoming Street Reconstruction (25% SBE Participation Goal/25.04% SBE Participation Achieved) (State Issue 1 Funds and Water Funds) – Dept. of Public Works/Civil Engineering. **\$772,944.00**
11. **John R. Jurgensen Company – Award of Contract** – for the 2017 Thoroughfare Asphalt Resurfacing (25% SBE Participation Goal/25% SBE Participation Achieved) (Permissive Tax Funds) – Dept. of Public Works/Civil Engineering. **\$699,040.00**  
(Thru 12/31/19)
12. **Tall View Palladium, Inc. – Award of Contract** – for the 2017 Bus Pad Replacement (10-% DBE Participation Goal/100% DBE Participation Achieved) (Federal Transit Administration Funds) – Dept. of Public Works/Civil Engineering. **\$190,000.00**

**C. Revenue to the City:**

13. **Marion's Piazza, Inc. – Other** – for sponsorship of the 2017 Independence Dayton Celebration on July 3, 2017 – Dept. of Recreation & Youth Services. **\$20,000.00**

**E. Other – Contributions, Etc.:**

14. **The Ohio Municipal League – Other** – for 2017 membership – Office of Management & Budget. **\$10,776.00**

**CITIZENS' COMMENTS ON CALENDAR ITEMS**

There were no citizens registered to speak on calendar items.

**DISCUSSION OF CALENDAR ITEMS**

**Calendar Item No. 2. –Architectural Group, Incorporated – Contract Modification and Calendar Item No. 6. –Oregon Group Architects – Contract Modification**

Ms. Dickstein said these contracts are for historic design services for commercial uses of historic buildings.

**Calendar Item No. 10. – Double Jay Construction, Inc. – Award of Contract and Calendar Item No. 11. – John R. Jurgensen Company – Award of Contract**

Ms. Dickstein said these contracts represent \$1.4 million of street reconstruction and resurfacing. She said residents will see alot of road work throughout the community.

Mayor Whaley commended HRC staff for their work in making sure of minority participation.

**Calendar Item No. 13. – Marion's Piazza, Inc. – Other**

Ms. Dickstein said she appreciates Mr. Glass for his sponsorship for the fireworks of this years Fourth of July festivities.

Mayor Whaley thanked Mr. Roger Glass for their sponsorship of the Fourth of July festivities.

**Calendar Item No. 14. – The Ohio Municipal League - Other**

Mayor Whaley said due to President Trump's proposed skinny budget affecting Community Development Block Grants (CDBG), Meals on Wheels, Homeless Solutions, the Right After School program, and Ameri and Senior Corps, the Ohio Municipal League has been working tirelessly to combat the impact to their organizations. Mayor Whaley said she will be traveling to Columbus, Ohio to meet with the *Right After School Program Network* to discuss cuts to the program.

### **APPROVAL OF CITY MANAGER'S RECOMMENDATIONS**

Commissioner Joseph made the motion to approve the City Manager's Reports excluding Calendar Item No. 3. Commissioner Shaw seconded the motion. The City Manager's Reports were approved with a 5-0 vote. Voting in the affirmative were Mayor Whaley, Commissioners Williams, Joseph, Mims and Shaw.

Commissioner Joseph made the motion to approve City Manager's Report Calendar Item No. 3. Commissioner Shaw seconded the motion. The City Manager's Report Calendar Item No. 3 was approved with a 4-0-1 vote. Voting in the affirmative were Mayor Whaley, Commissioners Joseph, Mims and Shaw. Commissioner Williams abstained.

### **LEGISLATION**

#### **EMERGENCY RESOLUTIONS – FIRST READING**

**Emergency Resolution No. 6245-17** - Continuing the Objection to the Issuance of Liquor Permit #2434335, Eazy's Old School Café, 2331 West Third Street, Dayton, Ohio 45417, and Declaring an Emergency.

**Emergency Resolution No. 6246-17** - Objecting to the Renewal of Liquor Permit #2949092, Front Row Bar and Grille LLC dba Front Row Bar & Grille, 2412 Catalpa Drive, Dayton, Ohio and Declaring an Emergency.

**Emergency Resolution No. 6247-17** - Continuing the Objection to the Stock Transfer for the Site Associated with Liquor Permit #1173935, CA Carmi LLC dba Carmichael's Pub and Grub, 3011 Wayne Avenue, Dayton, OH 45420, and Declaring an Emergency.

**Emergency Resolution No. 6248-17** - Continuing the Objection to the Renewal of Liquor Permit #7540720, Steven K. Ross, Sr. dba Club 22 2117-19 James H. McGee Boulevard, Dayton, OH 45417, and Declaring an Emergency.

**Emergency Resolution No. 6249-17** - Continuing the Objection to the Issuance of Liquor Permit #0698700, Big Willy's Drive Thru & Convenience Store dba Big Willy's Drive Thru & Convenience Store, 2245 Germantown Street, Dayton, OH 45417 and Declaring an Emergency.

### **CITIZENS' COMMENTS**

Citizens' comments were received from the following:

1. **Mr. Willie Feaster, 1921 S. Gettysburg** – spoke about the violence in the City of Dayton.
2. **Mr. Allen Payne, 3008 Harvard Blvd.** – spoke about a canvas fence.
3. **Ms. Barbara Maddox, 612 Kammer Ave.** - spoke about the Greater Dayton Regional Transit Authority (GDRTA) pole installation in the Westwood community.
4. **Ms. Shirley Selman, 165 Burgess Ave.** - spoke about the Greater Dayton Regional Transit Authority (GDRTA) pole installation in the Westwood community.
5. **Ms. Diane Page, 600 Kammer Ave.** - spoke about the Greater Dayton Regional Transit Authority (GDRTA) pole installation in the Westwood community.
6. **Ms. Eva Boddie, 642 Hacking** – spoke about the decline in property values.

### **COMMENTS BY THE CITY MANAGER**

The City Manager, Ms. Shelley Dickstein, had no closing comments.

### **COMMENTS BY THE CLERK OF COMMISSION**

The Clerk of Commission, Ms. Rashella Lavender, had no closing comments.

### **COMMENTS BY CITY COMMISSION**

#### **Commissioner Williams**

Commissioner Williams commended the participation at prayer vigil for the violence at Hill Top homes.

#### **Commissioner Mims**

Commissioner Mims highlighted the Recreation and Youth Services activities for Dayton youth.

**Commissioner Shaw**

Commissioner Shaw commended the turn out for the prayer vigil.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:23 a.m.

\_\_\_\_\_  
**Mayor Nan Whaley**

**Attest:** \_\_\_\_\_  
**Clerk of Commission**